

SAFER AT HOME ORDER FOR CONTROL OF COVID-19

Temporary Prohibition of All Events and Gatherings
Closure of Non-Essential Businesses and Areas
Conditional and Limited Opening of
Non-Essential Retail and Certain Recreational Facilities and Sites
REVISED ORDER ISSUED: May 8, 2020

Please read this Order carefully. Violation of or failure to comply with this Order is a crime punishable by fine, imprisonment, or both. (Ca. Health & Safety Code § 120275 et seq)

Summary: This Health Officer Order amends, restates, and supersedes the Order of the Long Beach Health Officer (Health Officer) issued on March 28, 2020 (Order), to control the spread of the Novel Coronavirus (COVID-19) within the City of Long Beach (City). This Order is issued to allow for lower-risk non-essential retail businesses to operate as curbside pickup and delivery service only, provided the business implements and posts a site-specific Physical Distancing Protocol prior to operation.

Additionally, this Order allows for certain recreational facilities and sites to open to the public. On May 8, 2020, golf courses, trails, trailheads, and associated parking may open to the public. On May 11, 2020, tennis centers, park parking lots, and beach bike and pedestrian paths may open to the public. While present at these recreational facilities and sites, the public must practice Physical Distancing Measures and comply with all access and use restrictions. Golf courses and tennis centers must implement and post a site-specific Physical Distancing Protocol prior to operation.

The continued closure of all other businesses and recreational facilities is necessary to prevent the spread of COVID-19. The Health Officer will continue to monitor the rate of COVID-19 disease spread, the severity of the resulting illnesses and deaths caused, California Department of Public Health (CDPH) and Centers for Disease Control and Prevention (CDC) recommendations, and the effect of this Order. If needed, this Order may be extended, expanded, or otherwise modified to protect the public's health.

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, AND 120175, THE HEALTH OFFICER OF THE CITY OF LONG BEACH ORDERS:

1. Effective immediately on May 8, 2020 and continuing until further notice:
 - a. All persons are to remain at their place of residence, except as follows and provided that Physical Distancing Requirements are strictly adhered to:
 - i. To travel to and from Essential Businesses and Non-Essential Retail;
 - ii. To work at or provide service to a Healthcare Operation, Essential Infrastructure, or Essential Business;

- iii. To engage in Essential Activities, and
 - iv. To perform Minimum Basic Operations for Non-Essential Businesses.
- b. All public and private gatherings of any number of people occurring outside a single household or living unit are prohibited within the City, except for the limited purposes expressly permitted by this Order. Nothing in this Order prohibits members of a single household from engaging in Essential Activities together.
- c. The following businesses may operate for limited uses, outlined herein:
- i. Public and Private golf courses, including any associated parking lots, provided the golf course implements a Golf Course Physical Distancing Protocol found [here](#) prior to operation. This subsection does not allow for gatherings, including, but not limited to, fundraisers and tournaments.
 - ii. Non-Essential Retail for curbside pickup or delivery only and subject to the restrictions herein. Customers shall not be permitted to enter the business facility and shall engage in Physical Distancing Measures required by this Order. Non-Essential Retail shall implement a Retail Physical Distancing Protocol found [here](#) prior to operation.
 - iii. Automobile dealerships showrooms or operations. Automobile dealerships shall implement a Physical Distancing Protocol is implemented pursuant to Section 4 of this Order and in adherence to [industry-specific State guidance](#) at <https://covid19.ca.gov/roadmap/> prior to operation.
- d. Public trails, trailheads, and any associated parking lots may be opened to the public, provided that individuals strictly engage in Physical Distancing Measures, including donning a Face Covering while in Close Contact with other people. Face Coverings are not required while engaging in physically distanced exercise.
2. Effective on May 11, 2020 and continuing until further notice:
- a. Park parking lots and beach bike and pedestrian paths that traverse the sanded portion of the beach may open to the public provided that Physical Distancing Measures are strictly adhered to including donning a Face Covering while in Close Contact with other people. Face Coverings are not required while engaging in physically distanced exercise.
 - b. Tennis centers may operate provided a Physical Distancing Protocol is implemented pursuant to Section 4 of this Order prior to operation. Concession stands and restaurants located on-site may operate for take-out only. Non-Essential Retail on-site at a tennis center, must operate for curbside pickup or delivery only. This subsection does not allow for large events, such as tournaments or the operation tennis courts located within gyms or fitness centers.
3. The Health Officer orders the continued closure of the following types of properties,

recreational sites, and businesses:

- a. Non-Essential Businesses.
- b. Indoor Malls and Indoor Shopping Centers, including all stores therein regardless whether they are Essential or Non-Essential Retail Businesses. As an exception, Essential Businesses that are part of an Indoor Mall or Indoor Shopping Center, but that are accessible to the public from the exterior of the Indoor Mall or Shopping Center may remain open. The interior of the Indoor Mall or Indoor Shopping Center shall remain closed to the public.
- c. This Order does not require closure of Essential Businesses in Outdoor Malls and Shopping Centers. However, owners and operators of Outdoor Malls and Shopping Centers shall enforce Physical Distancing Protocols among their visitors, as provided in Section 4 of this Order.
- d. Indoor or outdoor playgrounds for children, except for those located within childcare centers.
- e. Indoor and outdoor flea markets and swap meets.
- f. All basketball courts, volleyball courts, dog parks, playgrounds, skate parks, and picnic areas.
- g. All public beaches, piers, public beach parking lots, and beach access points.
- h. Bars and nightclubs that do not serve food.
- i. Gyms and fitness centers, including, but not limited to, private gyms and fitness centers located in multifamily housing complexes, such as, apartment buildings and condominiums.
- j. Movie theaters, drive-in theaters, live performance theaters, concert halls, arenas and stadiums.
- k. Bowling alleys and arcades.
- l. The portion of wineries, breweries, and tap rooms that provide tastings to the public. This subparagraph (l) does not restrict the ability of such businesses to offer pickup or delivery.
- m. Sidewalk or street vending of retail goods and/or services. This subparagraph (m) does not restrict the ability of mobile food or flower vendors to operate so long as the business operates pursuant to this Order, including implementation of a Physical Distancing Protocol. "Vending" includes any good or service provided for no cost.
- n. All swimming pools, spas, hot tubs, splash pads, saunas, and steam rooms, except as follows:

- i. Those located in a single-family residence, which shall be used only by members of the household residing at the single-family residence.
 - ii. Medical or therapy pools that provide medically prescribed and/or medically necessary supervised therapy. Therapy sessions should employ Physical Distancing Protocols of at least six (6) feet at all times possible.
 - iii. Routine maintenance, including, cleaning, chemical balancing and adjustments are permitted at any facility required to closed by this subsection.
- 4. All Essential Businesses, Non-Essential Retail, golf courses, and tennis centers shall prepare and post a [Physical Distancing Protocol](#) (attached as Appendix A) at each of their facilities in the City frequented by the public or employees. Any requirements not specified in the Physical Distancing Protocol but required under the State's industry-specific guidance at <https://covid19.ca.gov/roadmap/> shall be addressed in the business's Physical Distancing Protocol. The Physical Distancing Protocol must be posted at or near the entrance of the relevant facility, and shall be easily viewable by the public and employees. A copy of the Physical Distancing Protocol must also be provided to each employee performing work at the facility. All Essential Businesses, Non-Essential Retail, golf courses, and tennis centers shall implement the Physical Distancing Protocol and provide evidence of its implementation to any authority enforcing this Order upon demand. To the extent feasible, Essential Infrastructure shall comply with this Section. The Physical Distancing Protocol must explain how the business is achieving the following, as applicable:
 - a. Limiting the number of people who can enter into the facility at any one time to ensure that people in the facility can easily maintain a minimum six-foot distance from one another at all times, except as required to complete an business activity. As a general rule, the number of people allowed in the facility at one time should be fifty percent (50%) of allowed occupancy, or otherwise adjusted to easily maintain a minimum six-foot distance depending on the size of the facility. Persons who are family members or household contacts, may stand or move together, but must be separated from others by a distance of at least six (6) feet.
 - b. Where lines may form at a facility, marking six-foot increments at a minimum, establishing where individuals should stand to maintain adequate physical distancing.
 - c. Providing, at the business' expense, hand sanitizer that contains at least 60% alcohol, soap and water, or disinfectant qualified for use against COVID-19 at or near the entrance of the facility and in other appropriate areas for use by the public and employees, and in locations where there is high-frequency employee interaction with members of the public (e.g. cashiers).
 - d. Providing for the regular disinfection of high-touch surfaces, and disinfection of all payment portals, pens, and styluses after each use. Businesses are

encouraged to also offer touch-less payment mechanisms, if feasible.

- e. Providing physical space between employees and customers (e.g. plexiglass at point of sale locations, drive through, partitions).
- f. Regularly disinfecting other high-touch surfaces.
- g. Posting a sign at the entrance of the facility informing all employees and customers that they should: (i) avoid entering the facility if they are experiencing symptoms of respiratory illness, including cough or fever; (ii) to maintain a minimum six-foot distance from one another; (iii) sneeze and cough into one's elbow; (iv) not shake hands or engage in any unnecessary physical contact.
- h. Require, and permit adequate time for, employees to wash their hands at least every 30 minutes, or as needed if gloves are provided. Where hand washing is impracticable to the nature of the employee's work, the employer shall provide hand sanitizer that contains at least 60% alcohol to the employee. Such employees shall also be required and permitted adequate time to sanitize their hands at least every 30 minutes, or as needed if gloves are provided.
- i. Ensure sanitary bathrooms are made available to employees, which are stocked with necessary soap, towels, toilet seat covers, and toilet paper.
- j. Providing, at the employer's expense, Face Coverings for employees and contracted workers whose duties require Close Contact with other employees and/or the public, as well as appropriate training on their proper use. "Close contact" means being within 6 feet of another person for 10 minutes or more.
- k. Require that employees and contracted workers whose duties require Close Contact with other employees and/or the public wear Face Coverings. "Close contact" means being within 6 feet of another person for 10 minutes or more.
- l. Require that members of the public who enter the facility wear a Face Covering during their time in the facility. An Essential Business may refuse admission or service to any individual who fails to wear a Face Covering required by this subsection.
- m. For Non-Essential Retail:
 - i. Required to operate exclusively as curbside pickup or delivery only, with no customers entering the facility.
 - ii. Require use of Face Coverings and gloves and/or frequent handwashing pursuant to Section 4(h) for interaction with customers during pickups and deliveries.
 - iii. Customers are required to wear face coverings during pickups.

- iv. Refrain from impeding the right-of-way and/or ADA accessibility on sidewalks, surrounding areas, and other businesses during pickups. This includes, but is not limited to, creating a system for people to stand in socially distanced line, indicators on the ground where people should stand, and any other crowd control measures.
 - v. Posting a sign at the entrance of the facility that customers are prohibited from entering the facility.
 - vi. Payment by phone or online prior to pickup is strongly encouraged.
 - vii. Provide adequate security or staffing to implement any necessary crowd control.
 - viii. Implement and post a [Retail Physical Distancing Protocol](#) pursuant to this Section prior to operating.
- n. For Retail Food, drug retail, food delivery service, and hospitality employers:
- i. Ensure sufficient staffing to properly clean the facilities and shopping carts between use.
 - ii. Provide adequate security or staffing to implement any necessary crowd control and Physical Distancing Protocols.
 - iii. Develop protocols to establish operating hours to better serve vulnerable populations and ensure adequate time to re-stock stores.
 - iv. Require use of Face Coverings and gloves and/or frequent handwashing pursuant to Section 4(h) for interaction with customers, food preparation, and food delivery.
- o. Make every effort to implement and adhere to Physical Distancing Protocols with employees, including, but not limited to:
- i. Allow employees to telecommute (i.e. work from home);
 - ii. Allow for flexible schedules, such as, staggering schedules of employees so less individuals occupy a worksite at any given time;
 - iii. Separate employees by at least six (6) feet;
 - iv. Allow teleconferencing or video conferencing for meetings; and
 - v. Limit meetings or gatherings of any sort, especially in locations where employees could interact or come in contact with any member of the public. This includes limiting or eliminating (1) employees from traveling in vehicles together and/or (2) the need for employees to physically work in teams of two or more. If meetings or gatherings are absolutely necessary, Essential Businesses must implement Physical Distancing Protocols to the extent practicable.

- p. Any additional physical distancing measures being implemented (see the Centers for Disease Control and Prevention's guidance at: <https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>).
5. Essential Businesses are directed to continue to maximize the number of employees who work from home. Essential Businesses must follow guidance for businesses and any industry-specific guidance issued by the CPDH, CDC, the Health Officer related to COVID-19.
 6. Licensed Cannabis Dispensaries approved by the City to deliver cannabis may provide curbside pickup service under the following conditions:
 - a. Customers must submit proof of a valid government-issued identification prior to the curbside pickup.
 - b. Upon pickup, the Dispensary must verify that the identification of the customers is the same person who ordered curbside pickup via a valid government-issued identification.
 - c. Products must be delivered to customers in opaque packaging.
 - d. Uniformed and licensed security personnel must be present during all curbside pickup transactions.
 - e. All other local and State laws, regulations, and lawful orders are adhered to.
 - f. The City Manager is authorized to issue reasonable rules and policies to further restrict curbside pickup activities allowed by this Section to protect the health, safety, and welfare of the residents of Long Beach and the public.
 7. Any and all City regulations governing the sale of alcoholic beverages are modified to allow:
 - a. Restaurants and bars that prepare and serve food for off-site consumption to sell alcoholic beverages together with food for delivery and take-out.
 - b. Sales, by retail stores, of alcoholic beverages for off-site consumption, including deliveries and extended sales hours, from 6 a.m. to 2 a.m. daily.
 8. This Order considers employees of government agencies working in the course and scope of their public service employment to be Essential Infrastructure.
 - a. This Order declares that all government employees to be essential, including, but not limited to, health care providers and emergency responders.
 - b. While all government employees are essential, employees called to serve in their Disaster Service Worker capacity must be available to serve the public or assist in response or continuity of operations efforts during this public health crisis to the

maximum extent allowed under the law.

REASONS FOR THE ORDER

9. This Order is based upon scientific evidence and best practices, as currently known and available, to protect members of the public from avoidable risk of serious illness and death resulting from the spread of COVID-19, as well as to protect the healthcare system from a surge of cases into its emergency rooms and hospitals. The intent of this Order is to ensure that the maximum number of people remain in their places of residence to the maximum extent feasible to stem the spread of COVID-19 and mitigate the impact on delivery of critical healthcare services to those in need, as well as to protect the healthcare system from a surge of cases into emergency rooms and hospitals. The Order supports the CDC's efforts to institute more stringent and necessary Physical Distancing Requirements to reduce community transmission of COVID-19.
10. This Order is issued based on evidence of increasing occurrence of COVID-19 within the City and throughout Los Angeles County, scientific evidence and best practices regarding the most effective approaches to slow the transmission of communicable diseases generally and COVID-19 specifically, and evidence that the age, condition, and health of a significant portion of the population of the City places it at risk for serious health complications, including death, from COVID-19. Due to the outbreak of the COVID-19 disease in the general public, which is now a pandemic according to the World Health Organization, there is a public health emergency throughout the City. Making the problem worse, some individuals who contract the virus causing the COVID-19 disease have no symptoms or have mild symptoms, which means they may not be aware they carry the virus and are transmitting it to others. Since even people without symptoms can transmit the infection, and because evidence shows the infection is easily spread, gatherings and other interpersonal interactions can result in preventable transmission of the virus. This public health emergency has substantially worsened since the City issued the initial Safer at Home Order on March 19, 2020, with a significant escalation in the number of positive cases, hospitalizations, and deaths, and increasing strain on health care resources. At the same time, evidence suggests that the restrictions on mobility and Physical Distancing Requirements imposed by the prior Safer at Home Order are slowing the rate of increase in community transmission and confirmed cases by limiting interactions among people, consistent with scientific evidence of the efficacy of similar measures in other parts of the country and world. The scientific evidence shows that at this stage of the emergency, it remains essential to continue to slow virus transmission as much as possible to protect the most vulnerable, to prevent the health care system from being overwhelmed, and to prevent deaths. Extension of the prior Safer at Home Order and strengthening of its restrictions are necessary to further reduce the spread of the COVID-19 disease, preserving critical and limited healthcare capacity in the City and advancing toward a point in the public health emergency where transmission can be controlled.
11. This Order is issued in light of existing community transmission of COVID-19 in the City which presents a substantial and significant risk of harm to the health of residents.

Currently, there is no vaccine available to protect against and no specific treatment for COVID-19. As of May 7, 2020, there have been at least 875 cases of COVID-19 and 38 deaths reported in the City of Long Beach, and 28,644 cases of COVID-19 and 1,367 deaths reported in Los Angeles County. There remains a strong likelihood of a significant and increasing number of suspected cases of community transmission.

12. This Order is to ensure that the maximum number of people shelter in their places of residence to the maximum extent feasible to slow the spread of COVID-19 and mitigate the impact on delivery of critical healthcare services to those in need. All provisions of this Order must be interpreted to effectuate this intent. Failure to comply with any of the provisions of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both.
13. The virus that causes COVID-19 can be spread easily through person-to-person contact. This risk of transmission is increased when people are in close proximity. All gatherings and pose an increased risk for community transmission of COVID-19 and thus, are a substantial risk to public health.
14. In the absence of a specific immunization or treatment for COVID-19, physical distancing is essential to preventing this disease. Increasing physical distancing, increasing worker protections, and prohibiting events and gatherings is intended to slow transmission of COVID-19. Accordingly, to reduce the community transmission of COVID-19, the Health Officer has ordered the temporary prohibition of all events and gatherings, the closure of commercial properties and businesses, and for Essential Businesses to prepare, post, and implement a Physical Distancing Protocol at each facility at which they maintain operations.

DEFINITIONS

For Purposes of this Order, the following definitions shall apply:

15. For purposes of this Order, "Essential Activities" shall include travel for the purpose of engaging any Essential Activity. Individuals may leave their residences only to perform the following "Essential Activities":
 - a. To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (including, but not limited to, pets), such as, obtaining medical supplies or medication; visiting a health care or veterinary care professional; providing care for minors, the elderly, dependents, persons with disabilities, or other vulnerable persons; or providing care for pets.
 - b. To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as, to obtain supplies they need to work from home; to obtaining grocery items for one's household or for delivery to others; or to obtain any products necessary to maintain the safety, sanitation, and essential operation of residences.

- c. To engage in outdoor activity for the purpose of physical exercise (including outdoor activities with pets), such as, walking, cycling, hiking, running, tennis, or golf, provided individuals strictly comply with Physical Distancing Requirements as defined in this Order.
 - d. To engage in legally mandated governmental purposes, such as, access to court, social, and administrative services or complying with an order of law enforcement or court.
 - e. To perform work providing essential products and services at an Essential Business, at a Healthcare Operation, or at a business identified as part of Essential Infrastructure, to travel to and from an Essential Business, or to otherwise carry out activities specifically permitted in this Order.
16. "Indoor Malls or Indoor Shopping Centers" are defined as a building with seven (7) or more "sales or retail establishments" with adjoining indoor space.
17. "Outdoor Malls and Shopping Centers" are defined as a series of buildings on a common site, either under common ownership or common control or developed together, with seven (7) or more "sales or retail establishments."
18. "Non-Essential Businesses" are defined as establishments that provide goods or services to the public that do not come within the definition of Non-Essential Retail set forth in Section 19 of this Order or Essential Businesses set forth in Section 20 of this Order.
19. "Non-Essential Retail" are defined as retail establishments that provide goods or services to the public for curbside pickup or delivery only.
20. "Essential Businesses" shall refer to those establishments whose primary business, per their City-issued business license is any of the following:
- a. Grocery stores, certified farmers' markets, farm and produce stands, supermarkets, food banks, convenience stores, warehouse stores, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruit and vegetables, animal/pet supply, water, fresh meats, fish, and poultry, and any other business where the primary function of the business is to sell household consumer products (such as cleaning products). This includes stores that sell groceries and sell other non-grocery products, and products necessary to maintaining the safety, sanitation, and essential operation of residences;
 - b. Food processors, confectioners, food packagers, food testing labs that are not open to the public, and food cultivation, including farming, livestock, and fishing;
 - c. Organizations and businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals (including gang prevention and intervention, domestic violence, and homeless service agencies);
 - d. Newspapers, television, radio, magazine, podcast and other journalism activities;

- e. Gas stations, auto-supply, mobile auto-repair operations, automobile sales, auto repair shops, bicycle repair shops, towing and recovery services, and related distribution, sales, rental, leasing, repair, and maintenance facilities;
- f. Banks, credit unions, financial institutions, and insurance companies;
- g. Hardware stores, garden nurseries, building supply stores;
- h. Plumbers, electricians, professional pest control, custodial/janitorial workers, handyman services, funeral home workers and morticians, moving services, HVAC installers, carpenters, vegetation service, tree maintenance, landscapers, gardeners, property managers, private security personnel and other service providers who provide services to maintain the safety, sanitation, and essential operation to properties and other Essential Businesses;
- i. Businesses providing mailing and shipping services, including post office boxes;
- j. Educational institutions (including public and private K-12 schools, colleges, and universities) for purposes of facilitating distance learning, providing meals for pick-up, or performing Minimum Basic Operations, provided that Physical Distancing Requirements are practiced;
- k. Laundromats, dry cleaners, and laundry service providers;
- l. Restaurants and other food facilities that prepare and serve food for delivery, drive-thru, or carry out. Indoor and outdoor table dining is not permitted. Cafeterias, commissaries, and restaurants located within hospitals, nursing homes, or other licensed health care facilities may provide dine-in service, as long as Physical Distancing Measures are practiced. Restaurants and bars that serve food may sell market products (such as, produce, pantry goods, meat, and eggs) if they offer such products for pickup or delivery only. Restaurants shall obtain market products for the customer. Restaurants are prohibited from converting indoor or outdoor seating areas into a market.
- m. Businesses that supply office or computer products needed by people who work from home;
- n. Non-manufacturing, transportation, or distribution businesses that ship, truck, transport, or provide logistical support to deliver groceries, food, goods or services directly to residences, Essential Businesses, Healthcare Operations, Essential Infrastructure, Non-Essential Retail, golf courses, and tennis centers. This exemption shall not be used as a basis for engaging in sales to the general public from inside retail storefronts; curbside pickup or delivery is permitted;
- o. Airlines, taxis, ride sharing services, and other private transportation providers providing transportation services necessary for activities of daily living and other purposes expressly authorized in this Order;
- p. Businesses that provide manufacture and/or provide necessary service for Essential Infrastructure and Healthcare Operations;

- q. Home-based care for seniors, adults, people with a disability, or children;
- r. Residential facilities and shelters for people experiencing homelessness, seniors, adults, people with a disability, and children;
- s. Professional services, such as legal, payroll, or accounting services, when necessary to assist in compliance with legally mandated activities, and the permitting, inspection, construction, transfer and recording of ownership of housing, including residential and commercial real estate and anything incidental thereto, provided that appointments and other residential viewings must only occur virtually or, if a virtual viewing is not feasible, by appointment with no more than two visitors at a time residing within the same household or living unit and one individual showing the unit (except that in-person visits are not allowed when the occupant is still residing in the residence) and following Physical Distancing Protocols;
- t. Military/Defense Contractors/FFRDC (Federally Funded Research and Development Centers). For purposes of this Order, essential personnel may leave their residence to provide any service or perform any work deemed essential for national security including, but not limited to defense, intelligence and aerospace development and manufacturing for the Department of Defense, the Intelligence Community, and NASA and other federal government, and or United States Government departments and agencies. Essential personnel include prime, sub-primes, and supplier contractor employees, at both the prime contract level and any supplier levels at any tier, working on federal United States Government contracts such as contracts rated under the Defense Priorities and Allocations System (DPAS) and contracts for national intelligence and national security requirements.;
- u. Childcare facilities providing services that enable employees exempted in this Order to work as permitted. To the extent possible, childcare facilities must operate under the following mandatory conditions:
 - i. Childcare must be carried out in stable groups of 12 or fewer ("stable" means the same twelve (12) or fewer children are in the same group each day);
 - ii. Children shall not change from one group to another;
 - iii. If more than one (1) group of children is cared for at one (1) facility, each group shall be in a separate room. Groups shall not mix with each other; and
 - iv. Childcare providers shall remain solely with one group of children.
- v. Hotels, motels, shared rental units, and similar facilities.
- w. Businesses that provide death care services, limited to the removal, care, and preparation, and burial of deceased persons or animals.
- x. Construction, which includes the operation, inspection, and maintenance of construction sites and construction projects for construction of commercial,

office and institutional buildings, residential, mixed-use, and housing construction.

y. Painting services.

z. Manufacturers and retailers of fabric or cloth that is made into personal protective equipment, such as, Face Coverings. These businesses may provide their products to purchasers by delivery or pick-up but may not be open to the public.

aa. Businesses that support Non-Essential Retail in the manufacturing and logistics Essential Infrastructure sectors.

21. "Physical Distancing Requirements" means (1) maintaining at least six-foot physical distance from other individuals, (2) frequently washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer that contains at least 60% alcohol, (3) covering coughs or sneezes (into the sleeve, elbow, or tissue, not hands), (4) regularly cleaning high-touch surfaces, (5) not shaking hands; (6) avoiding all social interaction outside the household when sick with fever or cough, (7) wearing a Face Covering while when in Close Contact with others, excluding contact with members of a single household. "Close contact" means being within 6 feet of another person for 10 minutes or more.

22. "Retail Food" means Essential Businesses identified in Section 20(a) and 20(l) of this order.

23. "Face Covering" or "Face Coverings" means a cloth cover that fully covers the tip and nostrils of the nose and the mouth. Face Coverings required by this Order are not surgical masks or N-95 respirators. Per CDC guidelines, surgical masks and N-95 respirators are critical supplies that must continue to be reserved for healthcare workers and other medical first responders.

Face Coverings should not be used as a substitute for other evidence-based measures to prevent the spread of COVID-19. Face Coverings should be used in addition to, but not in place of, other evidence-based measures (e.g. physical distancing; frequent hand washing practices; avoiding touching our eyes, nose and mouth with unwashed hands; avoiding being around sick people).

"Close Contact" means being within 6 feet of another person for 10 minutes or more. Additional Terms

24. This Order does not prohibit persons from leaving their residences to perform any work necessary or provide any services to or obtain services from the following Essential Infrastructure and Healthcare Operations:

a. Healthcare Operations including, but not limited to: hospitals, clinics, laboratories, dentists, optometrists, pharmacies, physical therapists, and chiropractors; pharmaceutical and biotechnology companies; other licensed healthcare facilities, healthcare suppliers, home healthcare service providers, mental or

behavioral health providers; alcohol and drug treatment providers; medical cannabis dispensaries with all required state and local licenses; medical or scientific research companies or any related and/or ancillary healthcare services; manufacturers, distributors and servicers of medical devices, diagnostics, and equipment (including personal protective equipment); veterinary care; and all healthcare provided to animals. This Order does not apply to businesses that provide support, supplies, or services deemed essential as part of the supply chain to Healthcare Operations. This exemption shall be broadly construed to avoid any impact to the delivery of healthcare, broadly defined. Healthcare Operations does not include fitness and exercise gyms and similar exercise or training facilities.

- b. Essential Infrastructure, including, but not limited to: public health, public works construction; airport operations; port operations; water; sewer; gas; electrical; oil refining and extraction; road and highways; public transportation; solid waste collection and removal; emergency services; flood control and watershed protection; internet and telecommunications systems (including the provision of essential global, national, local infrastructure for computing services, business infrastructure, communications, and web-based services); and manufacturing and distribution companies deemed essential as part of the Essential Infrastructure supply chain, provided that they carry out those services or that work in compliance with Physical Distancing Protocols.
25. The persons and businesses subject to this Order that are required to cease in-person operations, but may continue to work from home, may travel to those businesses for purposes of Minimum Basic Operations, which means:
- a. The minimum necessary activities to maintain and protect the value of the business's inventory and facilities; ensure security, safety, and sanitation; process payroll and employee benefits;
 - b. The minimum necessary activities to facilitate owners, employees, and contractors of the business being able to continue to work remotely from their residences, and to ensure that the business can deliver its service remotely.
26. This Order does not, in any way, restrict: (a) first responder access to the site(s) named in this Order during an emergency or (b) local, state or federal officers, investigators, or medical or law enforcement personnel from carrying out their lawful duties at the site(s) named in this Order.
27. Government agencies are expected to follow this order to the fullest extent possible, with limited exceptions as needed to continue to sustain critical government operations.
28. This Order does not, in any way, prohibit fishing from the shore, in accordance with Cal. Const., art. I, § 25, nor does it prohibit an individual from traversing the sand to enter the ocean to launch a boat, kayak, and the like.
29. This Order does not, in any way, prohibit individuals from utilize walking paths, both

paved any unpaved, located within public parks for the purpose of engaging in outdoor Essential Activities provided that Physical Distancing Requirements are strictly followed.

30. This Order does not waive, suspend or amend any regulations promulgated by the State, including those under the authority of the Department of Alcoholic Beverage Control; nor does it suspend or supersede existing prohibitions against drinking in public and similar regulations pertaining to public consumption and possession of alcohol. Alcoholic beverages sold under this Order must be sold in containers that are fully sealed in a manner designed to prevent consumption without removal of the lid or cap.
31. Essential Businesses shall operate in accordance with all current local licenses or permits, including business licenses, health permits, and the like.
32. The City shall promptly provide copies of this Order by: (a) posting it on the Long Beach's Department of Health and Human Services website (<http://www.longbeach.gov/health/>), (b) posting it at the Civic Center located at 411 W. Ocean Blvd., Long Beach, CA 90802, (c) providing it to any member of the public requesting a copy, (d) issuing a press release to publicize the Order throughout the City, and (e) by serving via email on large facilities known to the Health Officer that are likely to be subject to this Order (but service via email is not required for compliance). The owner, manager, or operator of any facility that is likely to be impacted by this Order is strongly encouraged to post a copy of this Order onsite and to provide a copy to any member of the public requesting a copy.
 - a. The owner, manager, or operator of any facility that is likely to be impacted by this Order is strongly encouraged to post a copy of this Order onsite and to provide a copy to any member of the public requesting a copy.
 - b. Because guidance may change, the owner, manager, or operator of any facility that is subject to this Order is ordered to consult the Long Beach Department of Health and Human Services' website (<http://www.longbeach.gov/health/>) daily to identify any modifications to the Order and is required to comply with any updates until the Order is terminated.
33. If any section, subsection, sentence, clause, phrase, or word of this Order or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Order.
34. This Order is also issued in light of the March 19, 2020 Order of the State Public Health Officer (the "Governor's Order"), which set baseline statewide restrictions on non-residential business activities effective until further notice, as well as the Governor's March 19, 2020 Executive Order N-33-20 directing California residents to follow the Governor's Order. The Governor's Order was complementary to the prior Safer at Home Order. This Order adopts in certain respects more stringent restrictions addressing the particular facts and circumstances in this City, which are necessary to control the public health emergency as it is evolving within the City and Los Angeles County. Without this tailored set of restrictions that further reduces the number of interactions between persons, scientific evidence indicates that the public

health crisis in the City will worsen to the point at which it may overtake available health care resources within the City and increase the death rate. Also, this Order enumerates additional restrictions on non-work-related travel not covered by the Governor's Order, including limiting such travel to performance of Essential Activities; sets forth mandatory Physical Distancing Requirements for all individuals in the City when engaged in activities outside their residences; and adds a mechanism to ensure that Essential Businesses comply with the Physical Distancing Requirements.

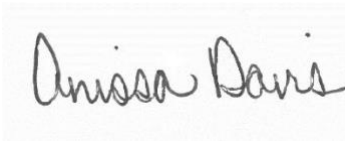
35. Where a conflict exists between this Order and any state public health order related to the COVID-19 pandemic, the most restrictive provision controls. Consistent with California Health and Safety Code section 131080 and the Health Officer Practice Guide for Communicable Disease Control in California, except where the State Health Officer may issue an order expressly directed at this Order and based on a finding that a provision of this Order constitutes a menace to public health, any more restrictive measures in this Order continue to apply and control in this City.
36. This Order is issued in accordance with, and incorporates by reference, the March 4, 2020 Proclamation of a State of Emergency issued by Governor Gavin Newsom and the and the March 4, 2020 Proclamation of Local Emergency by the City Manager, and the Declaration of Local Health Emergency by the Health Officer, ratified by the City Council on March 10, 2020, respectively, and guidance issued by the California Department of Public Health, as each of them have been and may be supplemented.
37. The Water Department, in consultation with the City Attorney, is permitted to shut off water service to businesses operating in violation of the order, as appropriate.
38. The entities subject to this Order that are not required to close may otherwise remain open for business and perform essential functions and operations during the duration of this Order under the condition that entities adhere to this Order any state public health order related to the COVID-19 pandemic. Entities permitted to remain open for businesses that do not adhere to this Order may be subject to mandatory closure for the duration of this Order, including any amendment or extension hereto. This Section shall not apply to the Long Beach Airport, or any business identified as federal critical infrastructure therein.
39. Failure to comply with any of the provisions of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both. To protect the public's health, the Health Officer of the City of Long Beach may take additional action(s) for failure to comply with this Order. Violation of this Order is a misdemeanor punishable by imprisonment, fine or both under California Health and Safety Code Section 120275 et seq and Chapter 1.32 of the Long Beach Municipal Code.

Pursuant to Long Beach City Charter Section 109, Sections 8634 and 41601 of the California Government Code; Sections 101040 and 120175 of the California Health and Safety Code; and Chapters 8.08 and 8.26 of the Long Beach Municipal Code, these Orders and Directives as issued by the Health Officer shall be enforceable by the Chief

of Police of the City of Long Beach to ensure compliance with and enforcement of this Order and the Directives set forth herein.

Further, and in addition to the criminal penalties set forth herein, these Orders and Directives as issued by the Health Officer shall be enforceable by the City Manager of the City of Long Beach. For the duration of the declared health emergency, the City Manager is permitted to designate and authorize appropriate employees of the City to issue Administrative Citations and levy civil fines and penalties to those individuals, businesses, and others who are in violation of the Orders and Directives contained herein in accordance with the provisions of Chapter 9.65 of the Long Beach Municipal Code.

IT IS SO ORDERED:

A handwritten signature in black ink that reads "Anissa Davis". The signature is written in a cursive, flowing style. The first name "Anissa" is written in a larger, more prominent script, and "Davis" is written in a slightly smaller, more compact script. The signature is centered horizontally within the block.

Anissa Davis, MD, DrPH,
Health Officer, City of Long Beach
Date: May 8, 2020

APPENDIX A: PHYSICAL DISTANCING PROTOCOL

Business Name:

Business Address:

Approximate gross square footage of space open to the public:

Type of Businesses: ☐ Retail ☐ Non-Retail

BUSINESSES MUST IMPLEMENT ALL APPLICABLE MEASURES LISTED BELOW AND BE PREPARED TO EXPLAIN WHY ANY MEASURE THAT IS NOT IMPLEMENTED IS INAPPLICABLE TO THE BUSINESS.

SIGNAGE

- ☐ Signage at each public entrance of the facility to inform all employees and customers that they should: (i) avoid entering the facility if they have a cough or fever; (ii) maintain a minimum six-foot distance from one another; (iii) sneeze and cough into a cloth or tissue or, if not available, into one's elbow; and (iv) not shake hands or engage in any unnecessary physical contact.
- ☐ Signage posting a copy of the Physical Distancing Protocol at each public entrance to the facility.

MEASURES TO PROTECT EMPLOYEE HEALTH (check all that apply to the facility):

- ☐ All employees have been told not to come to work if sick.
- ☐ Symptom checks are being conducted before employees may enter the work space.
- ☐ All desks or individual work stations are separated by at least six (6) feet.
- ☐ Physical space between employees and customers increased (e.g. drive through, partitions, plexiglass at point of sale locations)
- ☐ Where possible, employees who can carry out their work duties from home have been directed to do so.
- ☐ Flexible meetings (e.g. teleconferencing or video conferencing).
- ☐ Flexible travel options (e.g. postpone non-essential meetings or events).
- ☐ Flexible work hours (e.g. staggered shifts).
- ☐ Delivering services remotely (e.g. phone, video, or web).
- ☐ Break rooms, bathrooms, and other common areas are being disinfected frequently, and stocked with necessary hygiene supplies on the following schedule:
 - ☐ Break rooms:
 - ☐ Bathrooms:
 - ☐ Other:
- ☐ Disinfectant effective against COVID-19 and related supplies are available to all employees at the following location(s):
- ☐ Hand sanitizer effective against COVID-19 is available to all employees at the following location(s):

APPENDIX A: PHYSICAL DISTANCING PROTOCOL

- ☐ Soap and water are available to all employees at the following location(s):
- ☐ Employees are required and permitted adequate time for, to wash their hands at least every 30 minutes, or as needed if gloves are provided. Where hand washing is impracticable, hand sanitizer with that contains at least 60% alcohol has been provided to the employee instead.
- ☐ Copies of this Protocol have been distributed to all employees.
- ☐ Require that employees and contracted workers whose duties require close contact with other employees and/or the public wear Face Coverings.

NOTE: Face Coverings should not be used as a substitute for other evidence-based measures to prevent the spread of COVID-19. Face Coverings should be used in addition to, but not in place of, other evidence-based measures (e.g. physical distancing; frequent hand washing practices; avoiding touching our eyes, nose and mouth with unwashed hands; avoiding being around sick people).

- ☐ Require use of Face Coverings and gloves and/or frequent handwashing for interaction with customers, food preparation, and food delivery.
- ☐ Optional - Describe other measures:

MEASURES TO PREVENT CROWDS FROM GATHERING (check all that apply to the facility):

- ☐ Limit the number of customers in the store at any one time, which allows for customers and employees to easily maintain at least six-foot distance from one another at all practicable times. Number of customers allowed in the store at one time:

As a general rule, the number of people allow int facility at one time should be fifty percent (50%) of allowed occupancy, or otherwise adjusted to easily maintain a minimum six-foot distance depending on the size of the facility.

- ☐ Post an employee or security at the door to ensure that the maximum number of customers in the facility set forth above is not exceeded.
- ☐ Placing per-person limits on goods that are selling out quickly to reduce crowds and lines.
- ☐ Explain:
- ☐ Optional—Describe other measures

MEASURES TO KEEP PEOPLE AT LEAST SIX (6) FEET APART (check all that apply to the facility):

- ☐ Placing signs outside the store reminding people to be at least six (6) feet apart, including when in line.
- ☐ Placing tape or other markings at least six (6) feet apart in customer line areas inside the store and on sidewalks at public entrances with signs directing customers to use the markings to maintain distance.
- ☐ Separate order areas from delivery areas to prevent customers from gathering.

APPENDIX A: PHYSICAL DISTANCING PROTOCOL

- ☐ All employees have been instructed to maintain at least six (6) feet distance from customers and from each other, except employees may momentarily come closer when necessary to accept payment, deliver goods or services, or as otherwise necessary.
- ☐ Deliver products to customers through curbside pickup or delivery.
- ☐ Establish operating hours to better serve vulnerable populations and ensure adequate time to restock stores.
- ☐ Optional—Describe other measures:

MEASURES TO PREVENT UNNECESSARY CONTACT (check all that apply to the facility):

- ☐ Preventing people from self-serving any items that are food-related.
 - ☐ Lids for cups and food-bar type items are provided by staff; not to customers to grab. Bulk-item food bins are not available for customer self-service use.
 - ☐ Not permitting customers to bring their own bags, mugs, or other reusable items from home. Customers bringing their own reusable items that do not require handling by employees is permissible.
- ☐ Providing for contactless payment systems or, if not feasible, sanitizing payment systems regularly. Describe:
- ☐ Optional—Describe other measures:

MEASURES TO INCREASE SANITIZATION (check all that apply to the facility):

- ☐ Disinfecting wipes that are effective against COVID-19 are available near shopping carts and shopping baskets.
- ☐ Hand sanitizer (with at least 60% alcohol), soap and water, or disinfectant effective against COVID-19 is available to the public at or near the entrance of the facility, at checkout counters, and anywhere else inside the store or immediately outside where there is high-frequency employee interaction with members of the public (e.g. cashiers).
- ☐ Providing for disinfecting all payment portals, pens, and styluses after each use.
- ☐ Employee(s) assigned to disinfect all high-touch surfaces frequently.
- ☐ Employee(s) assigned to disinfect carts and baskets between uses.
- ☐ Optional—Describe other measures:

** Any additional measures not included here should be listed on separate pages should be attached to this document.*

You may contact the following person with any questions or comments about this protocol:

Name:

Phone number: